IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

Tr.P(Crl.).No. 76 of 2007()

C.C.NOs.420/2006 AND 757/06 of J.F.C.M-II, PERAMBRA, KOZHIKODE

PETITIONER:

ASHRAF, AGED 36 YEARS,
S/O.IMBICHI MOITHEE, VENGARA HOUSE,
NADUVANNUR P.O., NADUVANNUR AMSOM AND DESOM,
KOYILANDY THALUK, KOZHIKODE.

BY ADV. SRI.MANJERI SUNDERRAJ

RESPONDENTS:

SUMANGALA, AGED 36 YEARS,
D/O.CHEKKOTTY, THIRUMANGALAM VEEDU,
NADUVANNUR AMSOM AND DESOM, KOYILANDY THALUK,
KOZHIKODE.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS TRANSFER PETITION (CRIMINAL) HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Tr.P.C.No.76 of 2007

Dated this the 25th day of October, 2007

O R D E R

This application for transfer is filed by the petitioner for transfer of 2 connected cases pending before the Judicial Magistrate of the First Class-II, Perambra to any other court.

2. The only reason for transfer urged is that the counsel for the petitioner was the senior of the Presiding Officer when he was practising as a lawyer.

3. The Presiding Officer has not expressed any embarrassment in the disposal of the case by him. The respondents do not have a grievance that justice will not be done on account of this circumstance. I am, in these circumstances, certainly satisfied that the prayer of the petitioner cannot be favourably considered.

4. This petition for transfer is accordingly dismissed.

(R.BASANT, JUDGE)

rtr/-